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5 Attorneys for Defendant A&B Auto Company

8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

11 SEAN SLIDER,

CASE NO.: CO8-04847 EDL

12 Plaintiff,

STIPULATION

13 v.
14 CITY OF OAKLAND, a municipal
corporation; WAYNE TUCKER, in his
15 official capacity as Chief of Police for the
City of Oakland; A&B AUTO
16 COMPANY, a corporation; DOES 1-50,
inclusive,

17 Defendants.

19
20 It is hereby stipulated between Plaintiff SEAN SLIDER and Defendant A&B AUTO
21 COMPANY, as follows:

22 1. A&B Auto Company ("A&B") was the towing contractor for the City of Oakland
on or about October 3, 2007, and did in fact tow a vehicle registered to Sandro Slider. A copy of
23 A&B's Stored/Towed Vehicle Report is attached hereto as Exhibit A and made a part hereof.

24 2. Plaintiff has filed suit against the City of Oakland, alleging certain conduct,
among other things including a missing computer and its conduct as a result of a police arrest.
25 Slider pleads that A&B might have taken Plaintiff's computer as a result of a police-ordered tow,
26 and A&B denies that the computer was in the vehicle when it was towed. A&B further contends
27
28

1 that the Stored/Towed Vehicle Report attached hereto as Exhibit A contains any and all contents
2 that were in the vehicle at the time it was towed.

3. Slider has agreed to hold the lawsuit in abeyance against A&B until Plaintiff has
4 an opportunity to complete discovery concerning the missing computer. There are no allegations
5 against A&B other than damages for the missing computer and its contents.

6. A&B will produce any and all records in its possession for the inspection of
7 Plaintiff, and has further agreed to file an appearance in the above-entitled matter on fifteenth
8 (15) days' written notice by Plaintiff to George King of King, King & Fishleider, 555 12th Street,
9 Suite 1440, Oakland, California 94607, if Plaintiff decides in his sound discretion that A&B has
10 potential culpability.

11 IT IS SO STIPULATED.

12
13 LAW OFFICES OF JOHN L. BURRIS

14
15 Dated: November 20, 2008

By 
16 Benjamin Nisenbaum
Attorneys for Plaintiff Sean Slider

17
18 Dated: November __, 2008

KING, KING & FISHLEDER

19
20 By 
George King
21 Attorneys for Defendant A&B Auto Company

22 IT IS SO ORDERED:

23
24 Dated: Dec 1, 2008

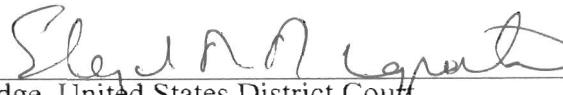
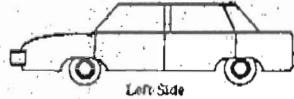
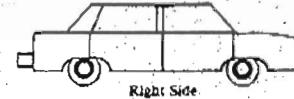
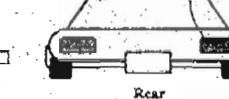

25 digital Judge, United States District Court

EXHIBIT A

395185

(b) 7

STORED / TOWED VEHICLE REPORT
Oakland Police Department 536-928 (7-04)

ROUTING <input type="checkbox"/> AIU/CID <input type="checkbox"/> YSD <input type="checkbox"/> VICE <input type="checkbox"/> TRAFFIC <input type="checkbox"/> D/A <small>VIC/WIT</small> <input type="checkbox"/> TOW UNIT <input type="checkbox"/>	10. Incident No.	CP Beat	1. License No.	State	Mo./Yr. Exp.	2. RD No.									
	135	26X	411HW577CA 3/08			07-077315									
	11. Reporting Person		3. Registered Owner - Print LAST Name, First, MI (Include Jr. or Sr., if applicable)												
	J. Currie 8754P		SLIDER, Sandra D												
	12. Address		4. Registered Owner's Residence Address City <input type="checkbox"/> Oakland State/Zip												
			1926 Leila St Castro Valley CA 94541												
13. City <input type="checkbox"/> Oakland State/Zip		5. Year	Make	Model	Body Type	Color(s)									
99		99	Honda	Acc	4D	Wh									
14. Res. Ph ()		15. Bus. Ph ()	6. Vehicle Identification No.												
			1HGC61658IXA0631810 Physically Checked? <input type="checkbox"/> Y <input type="checkbox"/> N												
16. Time Tow Ordered	17. Arrival Time	18. LATE TOW <input type="checkbox"/> (Over 20 Minutes)	7. Location From Where Towed		8. Reported Date	1 Day	Time								
0345	0405		50th Ave San Leandro St		032+07 Wed 0200										
19. Tow Company	20. Tow No.	21. Storage Location	9. VC TOWING AUTHORITY <input type="checkbox"/> 22851(k) - (Illegally Parked) <input type="checkbox"/> 22851(o) - (Exp Reg) <input type="checkbox"/> 22869 <input type="checkbox"/> 22851(i) - (Over 5 Park'g Cites) <input type="checkbox"/> 22851(c) - (Rec. Stolen Veh.) Other Tow <input type="checkbox"/> 22851(h) <input type="checkbox"/>												
Jerry's	AH	A+B Tow													
22. IGNITION TAMPERING <input type="checkbox"/> No Apparent Tampering	<input type="checkbox"/> Hot-wired	<input type="checkbox"/> Punched/Removed	<input type="checkbox"/> Forced	23. Odometer Reading	24. Doors Locked	25. Windows Closed	26. Trunk Locked								
					<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> Y <input type="checkbox"/> N	<input type="checkbox"/> Y <input type="checkbox"/> N								
27. REPRINT THE LICENSE NUMBER PHONETICALLY FOR ALL TOWS															
LICENSE NO. (Print)		Four Henry Henry William Five Seven Seven													
ORIGINAL PLATES ON VEHICLE <input type="checkbox"/> Front <input type="checkbox"/> Rear <input type="checkbox"/> Both <input type="checkbox"/> None		CITATION NO.		CITATION ISSUED FOR VIOLATION OF											
		4634384		5201VC 16028-45											
28. COMPLETE FOR VEHICLES ILLEGALLY PARKED ON THE STREET <input type="checkbox"/> 22523 (a) VC Citation issued for vehicle parked more than 72 hours on the street															
Date Marked		Mileage		Marked By											
WARNING STICKER REMOVED <input type="checkbox"/> Y <input type="checkbox"/> N		MARKING IN ALIGNMENT <input type="checkbox"/> Y <input type="checkbox"/> N		Serial No.											
29. COMPLETE FOR VEHICLES ILLEGALLY PARKED ON PRIVATE PROPERTY - Towing Authority 22658(a) VC Signature <input type="checkbox"/> "This vehicle has been abandoned on property under my control and I request that it be removed." X 41															
30. LIST ALL VIOLATIONS IN CONNECTION WITH THIS INCIDENT <input type="checkbox"/> Construction Zone 22851 VC <input type="checkbox"/> Hold for Records Section 11378HS <input type="checkbox"/> Date No Parking Sign Posted <input type="checkbox"/> 30 Day Hold															
31. Explanation of Tow (If more space needed, attach Additional Information Report) <input type="checkbox"/> 22851 (p) VC															
32. VEHICLE DRIVER (If Different from Registered Owner) Address City <input type="checkbox"/> Oakland State/Zip Driver's License State SLIDER, Sean A 1926 Leila St Castro Valley CA 94541 A4580207															
33. VEHICLE INVENTORY Overall Condition: <input type="checkbox"/> Minor Dents/Scratches <input type="checkbox"/> Moderate Damage <input type="checkbox"/> Major Damage LIST ALL PERSONAL PROPERTY (Including trunk, if accessible)															
	Y	N		Y	N	CONDITION									
Motor		X	Radio	X	L.F. Tire	Flat	Good	Fair	Poor	None					
Battery		X	Tape Deck	X	R.F. Tire			X							
Radiator		X	Speakers Custom (#)	X	R.R. Tire			X							
Transmission		X	Keys w/ Vehicle	X	L.R. Tire			X							
Motor Parts Missing		X	Police Seats Attixed	X	Bumpers			X							
R. View Mirror		X		X	Seats, Front			X							
S. View Mirror(s)		X		X	Seats, Rear			X							
-Trunk Punched		X		X	Hub Caps			X							
Spare Tire		X		X	Windshield (Circle)	Fair	Chipped	Cracked	Smashed						
Jack		X		X	Wheels - Type										
Reason Under Hood Not Inventoryed			Misc. Accessories	standard											
Reason Trunk Not Inventoryed												Garage Representative Jerry			
Damaged Area: X = Scratches O = Dents															
 Front			 Left Side			 Right Side			 Rear			 Top			
34. Additional Vehicle Damage (Describe)															
35. Evidence Held for Unit/Section				Investigator				36. Supervisor Approving Evidence Hold							
DEPARTMENTAL APPRAISER USE ONLY		<input type="checkbox"/> \$300 or Less		<input type="checkbox"/> \$301 - \$4000		<input type="checkbox"/> over \$4000		Appraised By				Serial No.			
37. Reporting Officer/Employee		Serial No.		38. Supervisor		Serial No.		Watch		Area		39. Page 1 of			
J. Currie		8754P		Sgt W. Lansbury, 8753P				1		3		1			
Original - OPD												Canary or Copy - Tow Company			